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8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. **2013-19**

11 **ANGELA DAWN CRAVEN AKA**
12 **ANGELA KIME HIGDON**

A C C U S A T I O N

13 **Address of Record:**
14 **393 Fox Creek Lane**
Lexington, NC 27292

15 **Additional Address:**
16 **277 Ridge Drive**
Lexington, NC 27295

17 **Registered Nurse License No. 568648**

18 Respondent.

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20 Complainant alleges:

21 **PARTIES**

22 1. Louise R. Bailey, M.Ed., R.N. ("Complainant") brings this Accusation solely in her
23 official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),
24 Department of Consumer Affairs.

25 2. On or about July 17, 2000, the Board issued Registered Nurse License Number
26 568648 to Angela Dawn Craven aka Angela Kime Higdon ("Respondent.") The Registered
27 Nurse License expired on January 31, 2002 and has not been renewed.
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JURISDICTION

3. Section 2750 of the Business and Professions Code (all section references are to the Business and Professions Code unless otherwise noted) provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with Code section 2750) of the Nursing Practice Act.

4. Section 2764 provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under section 2811, subdivision (b), the Board may renew an expired license at any time within eight years after the expiration.

5. Section 118 subdivision (b) grants the Board jurisdiction over suspended, expired, forfeited, cancelled, or surrendered licenses:

“The suspension, expiration, or forfeiture by operation of law of a license issued by a board in the department, or its suspension, forfeiture, or cancellation by order of the board or by order of a court of law, or its surrender without the written consent of the board, shall not, during any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its authority to institute or continue a disciplinary proceeding against the licensee upon any ground provided by law or to enter an order suspending or revoking the license or otherwise taking disciplinary action against the licensee on any such ground.”

6. Title 16, Section 1419.3 of the California Code of Regulations defines the period in which a license may be renewed or reinstated:

“In the event a licensee does not renew his/her license as provided in Section 2811 of the code, the license expires. A licensee renewing pursuant to this section shall furnish a full set of fingerprints as required by and set out in section 1419(b) as a condition of renewal.

(a) A licensee may renew a license that has not been expired for more than eight years by paying the renewal and penalty fees as specified in Section 1417 and providing evidence of 30 hours of continuing education taken within the prior two-year period.

(b) A licensee may renew a license that has been expired for more than eight years by paying the renewal and penalty fees specified in Section 1417 and providing evidence that he or she holds a current valid active and clear registered nurse license in another state, a United States territory, or Canada, or by passing the Board's current examination for licensure.”

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7. In pertinent part Section 2761 authorizes the Board to discipline licensees for another

“The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

(a) Unprofessional conduct, which includes, but is not limited to, the following:

• • •

(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action.”

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8. Section 125.3 provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and settlement of the case.

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(Disciplinary Action by the North Carolina Board of Nursing)

9. Respondent is subject to discipline pursuant to section 2761 subdivision (a)(4) on the grounds of unprofessional conduct because she was disciplined by the North Carolina Board of Nursing ("North Carolina Board") in 2009:

10. On or about January 26, 2009, Respondent consented to provisionally surrender her Carolina registered nursing license and to refrain from practicing nursing while she ed in that Board's chemical dependency treatment program.

11. On or about February 19, 2009, Respondent signed a contract to participate in that
 ment program.

12. On or about June 8, 2009, the North Carolina Board invoked Respondent's voluntary surrender after she violated her treatment contract by failing to submit to multiple random drug screenings.

13. Under section 2761 subdivision (a)(4) the North Carolina Board's disciplinary action invoking Respondent's voluntary surrender in 2009 is ground for the California Board to take its own disciplinary action.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 568648, issued to Angela Dawn Craven aka Angela Kime Higdon;
2. Ordering Angela Dawn Craven aka Angela Kime Higdon to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code Section 125.3; and,
3. Taking such other and further action as deemed necessary and proper.

DATED:

July 10, 2012

Louise R. Bailey

LOUISE R. BAILEY, M.Ed., R.N.
Interim Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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